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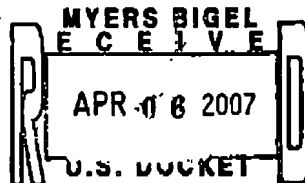
U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/587,991	Eral Foxenland	9564-16

INTERNATIONAL APPLICATION NO.
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PCT/EP04/53736

I.A. FILING DATE	PRIORITY DATE
12/30/2004	01/28/2004

54414

MYERS BIGEL SIBLEY & SAJOVEC, P.A.  
P.O. BOX 37428  
RALEIGH, NC 27627CONFIRMATION NO. 2108  
371 FORMALITIES LETTER

\*OC00000023172580\*

Date Mailed: 04/02/2007

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/28/2006
- Copy of the International Search Report filed on 07/28/2006
- Preliminary Amendments filed on 07/28/2006
- Information Disclosure Statements filed on 07/28/2006
- Oath or Declaration filed on 07/28/2006
- U.S. Basic National Fees filed on 07/28/2006
- Priority Documents filed on 07/28/2006
- Specification filed on 07/28/2006
- Claims filed on 07/28/2006
- Abstracts filed on 07/28/2006
- Drawings filed on 07/28/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

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## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.6)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

TAMALA D HOLLAND

Telephone: (703) 308-9140 EXT 209

## PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/587,991	PCT/EP04/53736	9564-16

FORM PCT/DO/EO/905 (371 Formalities Notice)

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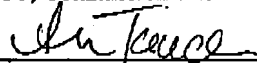
APR 10 2007

**MYERS BIGEL SIBLEY & SAJOVEC, P.A.**  
**Patent Attorneys**  
**4140 Parklake Avenue, Suite 600, Raleigh, NC 27612**

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**P.O. Box 37428, Raleigh, NC 27627**  
**Telephone: 919-854-1400**  
**Facsimile: 919-854-1401**

**CERTIFICATION OF FACSIMILE TRANSMISSION**  
**UNDER 37 CFR § 1.8**

I hereby certify that this correspondence is being facsimile transmitted to the U. S. Patent and Trademark Office via facsimile number 571-273-8300 on April 10, 2007 and is addressed to Mail Stop PCT, Commissioner for Patents, P.O., Box 1450, Alexandria, VA 22313-1450.

  
Amelia Tauchen

Attorney Docket No. 9564-16

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Eral Foxenland  
Serial No.: 10/587,991

Confirmation No.: 2108

International Application No.: PCT/EP2004/53736

International Filing Date: December 30, 2004

For: **DEVICE WITH GAME-DEPENDENT USER INTERFACE, METHOD, GAME MODULE**  
**AND COMPUTER PROGRAM PRODUCT THEREFOR**

**ATTACHED:****Faxcover****1 page****Response to Notice to File Missing Requirements****7 pages****TOTAL****8 pages**Confidentiality Note

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby prohibited. If you have received this telecopy in error, please immediately notify us by telephone and return the original message to us at the address above via the United States Postal Service. THANK YOU.

Attorney Docket No. 9564-16

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Date: April 10, 2007

Mail Stop PCT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING REQUIREMENTS**

Sir:

This paper is submitted in response to the Notice to File Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed April 2, 2007 ("the Notice"). The Notice requires submission of a declaration of the inventors and payment of the late oath or declaration surcharge. Applicant submits that the Notice was issued in error and should be withdrawn for the reasons discussed below.

The present application is a national stage of a PCT application that was filed with a Declaration of Inventorship under Rule 4.17 (see enclosed cover page from the published application and enclosed Rule 4.17 Declaration of Inventorship). Accordingly, Applicant submits that the application as filed met the requirement for an oath or declaration of the inventors and requests withdrawal of the Notice and acceptance of the national stage application without further charges.

No fee is believed due as Applicant believes the Notice was issued in error. However, the Commissioner is hereby authorized to charge any deficiency, or credit any refund, to Deposit Account No. 50-0220. If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor.


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Respectfully submitted,

  
D. Scott Moore  
Registration No. 42,011

## CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 CFR § 1.8

I hereby certify that this correspondence is being facsimile transmitted to the U. S. Patent and Trademark Office via facsimile number 571-273-8300 on April 10, 2007 and is addressed to Mail Stop PCT, Commissioner for Patents, P.O., Box 1450, Alexandria, VA 22313-1450.

  
Amelia Tauchen